WEBINAR WEDNESDAYS

Wednesday, May 12, 2021

International Extraditions

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Distributed by:

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MCAO PROCESS OF COLD & OLDER CASES
FOR INTERNATIONAL EXTRADITIONS
Created by Adena J. Astrowsky
May 2021

1. Email from the Detective to me describing the facts in detail, including the date of crime, CR# (if post indictment), defendant's relationship to the victim, and other relevant info. **THE DEFENDANT'S NAME SHOULD BE INCLUDED IN THE SUBJECT LINE**.

2. I will send a summary including the pertinent information to OIA (Office of International Affairs which is part of the DOJ) to check on the statute of limitations ("SOL").

3. If OIA indicates the SOL has not expired, continue to #4. If the SOL has expired, the process stops here.

4. I will then reach out to the Bureau Chief of the appropriate bureau asking him/her for their position on extraditing the defendant. I will then forward the Bureau Chief's and my recommendations to the Division Chief for approval, with the assumption that the case is viable.

5. Once viability is confirmed, the USMS or FBI will be contacted to start looking for the location of the fugitive, assuming they agree to adopt the case.

6. If the fugitive's location can be confirmed, the Bureau Chief will assign the case to a prosecutor and the detective(s) will be included to have them work together to confirm the witnesses are available and the case is viable for prosecution. Having the detectives work with collaboratively with MCAO will ensure that we are not wasting resources (e.g., detectives looking for the same witnesses as MCAO, assessing credibility of evidence, lab results, etc.)

7. Once viability is determined, the foreign extradition packet will be drafted and sent to OIA who will assign it a Control Number and the process will officially begin.